



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Rod L. Proctor

Group Art Unit: 2681

Application No. 09/757,938

Filed: January 10, 2001

For: **FACILITY AND METHOD FOR CELLULAR DATA
COMMUNICATION BETWEEN MERCHANTS AND
CREDIT PROCESSING AGENCIES**

Docket No. AIR-3

Examiner: Pedro R. Kanof

Date: January 28, 2003

RECEIVED
FEB 06 2003
GROUP 3600

RECEIVED

FEB 09 2003

Technology Center 2600

**SECOND SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT**

TO THE COMMISSIONER FOR PATENTS:

1. Pursuant to the duty of disclosure, applicant presents for the Examiner's consideration the documents listed on the accompanying Form PTO-1449. Copies of the documents are enclosed.
2. ☐ Applicant(s) draw(s) the Examiner's attention to the enclosed copy of copending U.S. Pat. Application No. _____, filed _____, for _____, which is cited in this application.
3. This information disclosure statement is being submitted:
 - a. ☒ Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office action on the merits; or before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114. (No statement under 37 CFR 1.97(e) is required.)
 - b. ☐ After the period set forth in paragraph 3a, but before the mailing date of either a final action, a notice of allowance, or an action that otherwise closes prosecution in the application. (Check box i. or ii.)
 - i. ☐ A \$180.00 information disclosure statement submission fee set forth in 37 CFR 1.17(p) is enclosed.

- ii. ☐ A statement specified by 37 CFR 1.97(e) is set forth below.
- c. ☐ After the mailing date of a final action or notice of allowance and on or before payment of an issue fee. A statement specified by 37 CFR 1.97(e) is set forth below. Enclosed is a \$180.00 information disclosure statement processing fee set forth in 37 CFR 1.17(p).
4. ☐ The attorney or agent signing below hereby states that:
- ☐ each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or
- ☐ no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement.
5. ☐ Applicants set forth below concise explanations of the relevance of each document not in the English language and/or selected documents in the English language.

Respectfully submitted,

Airbiquity Inc.

By: 

Micah D. Stolowitz
Registration No. 32,758

STOEL RIVES LLP
900 SW Fifth Avenue, Suite 2600
Portland, Oregon 97204-1268
Telephone: (503) 224-3380
Facsimile: (503) 220-2480